



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB2205

Introduced 12/7/2015, by Sen. Martin A. Sandoval

SYNOPSIS AS INTRODUCED:

225 ILCS 60/23.1 new

Amends the Medical Practice Act of 1987. Provides that every emergency room physician shall report to the Secretary of State certain medical conditions of a driver that are likely to cause loss of consciousness or any loss of ability to safely operate a motor vehicle within 10 days of the emergency room physician becoming aware of the condition. Provides that the Secretary of State, in conjunction with the Driver's License Medical Advisory Board, shall determine by administrative rule the temporary conditions not required to be reported. Provides that all information furnished to the Secretary shall be deemed confidential and for the privileged use of the Secretary. Provides that emergency room physicians who fail to make the report shall be guilty of a Class C misdemeanor. Provides that emergency room physicians who make the report required by this Section shall be immune from civil or criminal liability for a motor vehicle accident caused by the medical condition.

LRB099 15647 MLM 39940 b

CORRECTIONAL
BUDGET AND
IMPACT NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 1. This Act may be referred to as Vanessa's Law.

5 Section 5. The Medical Practice Act of 1987 is amended by
6 adding Section 23.1 as follows:

7 (225 ILCS 60/23.1 new)

8 Sec. 23.1. Duty to report medical condition. Every
9 emergency room physician shall report to the Secretary of State
10 any medical condition, as defined by the Driver's License
11 Medical Review Law of 1992 (Article IX of Chapter 6 of the
12 Illinois Vehicle Code), of a driver that is likely to cause
13 loss of consciousness or any loss of ability to safely operate
14 a motor vehicle within 10 days of the emergency room physician
15 becoming aware of the condition. The Secretary of State, in
16 conjunction with the Driver's License Medical Advisory Board,
17 shall determine by administrative rule the temporary
18 conditions not required to be reported under the provisions of
19 this Section. All information furnished to the Secretary under
20 the provisions of this Section shall be deemed confidential and
21 for the privileged use of the Secretary in accordance with the
22 provisions of subsection (j) of Section 2-123 of the Illinois

1 Vehicle Code. Emergency room physicians who fail to make a
2 report as required by this Section shall be guilty of a Class C
3 misdemeanor. Emergency room physicians who make the report
4 required by this Section shall be immune from civil or criminal
5 liability for a motor vehicle accident caused by the medical
6 condition.